



PATENT

094766 10101

[illegible]

Group Art Unit: 1645

Examiner: Not Assigned

)
)
)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

)
)
)
)
)
)

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000


FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 12, 2001

By:


Kenneth J. Meyers

Reg. No. Reg. No. 25,146

03495.0203

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

Sector

Box 560
PATENT

Attorney Docket No. 03495.0203

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Ute ROGNER, et al.) Group Art Unit: 1645
)
Serial No.: 09/847,665) Examiner: Not Assigned
)
Filed: May 3, 2001)
)
For: IDENTIFICATION OF NEURAL)
DEFECTS ASSOCIATED WITH)
THE NUCLEOSOMAL ASSEMBLY)
PROTEIN 112 GENE)
)

Commissioner for Patents and Trademarks
Washington, DC 20231

Attention: **BOX MISSING PARTS**

Sir:

**RESPONSE TO NOTICE TO FILE
MISSING PARTS OF APPLICATION**

In response to the communication of July 13, 2001, Applicants submit a Declaration/Power of Attorney for filing in the above-identified application, the required fee of \$130.00, and a copy of the Notice of Missing Parts.

Applicants are submitting the basic filing fee and fees for additional claims. A Transmittal Letter is attached to explain the fees submitted.

Applicants are submitting a Sequence Listing in accordance with 37 C.F.R. § 1.821-1.825. A copy of the Sequence Listing in computer readable form is attached, accompanied by a verified statement that the paper and computer readable copies of the Sequence Listing are the same and that no matter has been added to the application. Applicants submit that this application conforms to the requirements of 37 C.F.R. § 1.821-1.825, and is in condition for examination on the merits.



FOI 594466-10101

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, DC 20005
202-408-4000

Applicants are also submitting substitute drawings which comply with the margins specified in 37 C.F.R. § 1.824.

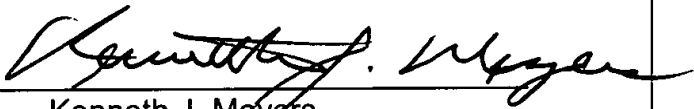
Please associate the enclosed declaration with the above identified application.

Please grant a one month extension of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 12, 2001

By: 
Kenneth J. Meyers
Reg. No. 25,146

03495-10101
TOTAL 594860

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ute ROGNER, et al.

Serial No.: 09/847,665

Filed: May 3, 2001

For: IDENTIFICATION OF NEURAL
DEFECTS ASSOCIATED WITH
THE NUCLEOSOMAL ASSEMBLY
PROTEIN 112 GENE

Group Art Unit: 1645

Examiner: Not Assigned

Commissioner for Patents and Trademarks
Washington, DC 20231

Sir:

TRANSMITTAL LETTER

Enclosed is a reply to the Notice to File Missing Parts of Nonprovisional Application of May 3, 2001. The item(s) checked below are appropriate:

- ☒ Petition for a one month extension of time and fee of \$110.
- ☒ A fee of \$740 for the Statutory basic filing fee.

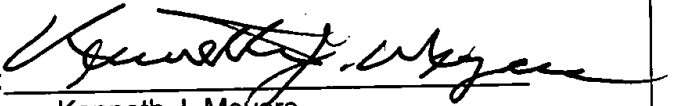
The claims are calculated below:

| | Claims Remaining After Amendment | | Highest Number Previously Paid | Present Extra | Rate | Additional Fee |
|---|-------------------------------------|---|-----------------------------------|------------------|---------|-------------------|
| Total | 42 | - | 20 | 22 | x \$ 18 | \$396 |
| Indep. | 11 | - | 3 | 8 | x \$ 84 | 672 |
| <input type="checkbox"/> First Presentation of Multiple Dep. Claim(s) | | | | | +\$270 | \$0 |
| Subtotal | | | | | | \$ |
| Reduction by 1/2 if small entity | | | | | | - |
| TOTAL | | | | | | \$1068 |

- ☒ A fee of \$1,068 to cover the cost of the additional claims added by this reply is enclosed.
- ☒ A fee of \$ 130.00 to cover Response to Notice to File Missing Parts of Nonprovisional Application is enclosed.
- ☒ A check for \$2,048 to cover the above fees is enclosed.
- ☒ Also enclosed are Preliminary Amendment; Declaration/Power of Attorney; Letter; Formal drawings; Sequence Listing on disk and paper copy.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Dated: October 12, 2001

By: 
Kenneth J. Meyers
Reg. No. 25,146

03495-0203



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/847,665 | 05/03/2001 | Ute Rogner | 03495.0203 |

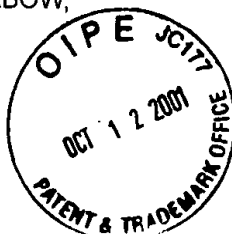
CONFIRMATION NO. 6991

FORMALITIES LETTER



OC000000006292543

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.
1300 I Street, N.W.
Washington, DC 20005-3315



Date Mailed: 07/13/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/16/2001 EABUBAK1 00000075 09847665

FILED UNDER 37 CFR 1.53(b)

| | |
|-----------|-----------|
| 02 FC:101 | 740.00 OP |
| 03 FC:102 | 672.00 OP |
| 04 FC:103 | 396.00 OP |
| 05 FC:105 | 130.00 OP |

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$2856.
 - \$1386 for 77 total claims over 20.
 - \$1200 for 15 independent claims over 3.
 - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 3696.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09047665-10001